

HAUSFELD



MICHAEL HAUSFELD 1700 K Street, NW
Chairman Suite 650
Washington, DC 20006

202-540-7140 Direct
202-540-7200 Main
202-540-7201 Fax

BY ECF

March 26, 2020

Hon. Nicholas G. Garaufis
United States District Judge
United States Courthouse, Eastern District of New York
Room 1426 S
225 Cadman Plaza East
Brooklyn, NY 11201

Re: *In re American Express Anti-Steering Rules Antitrust Litigation*, No. 11-MD-2221 (NGG)(RER)

Dear Judge Garaufis:

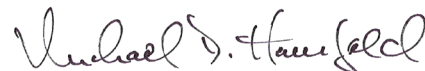
I write with consent of counsel for Defendants in the above-referenced litigation, in response to the Court's March 20, 2020 direction that the parties submit a proposed briefing schedule for Plaintiffs' anticipated motion to (1) certify for interlocutory appeal under 28 U.S.C. § 1292(b) the Court's Memorandum & Order, ECF No. 895 (the "Order"), granting the motion by Defendants to compel arbitration of the Amex Class's claims; and (2) enter a partial final judgment pursuant to Fed. R. Civ. P. 54(b) or, in the alternative, certify for interlocutory appeal under section 1292(b) the Order, granting Defendants' motion to dismiss the Visa/MasterCard/Discover ("V/MC/D") Class's claims.

The parties have conferred, taking into account the current circumstances, and propose the following schedule:

Moving papers to be served by Tuesday, April 7, 2020;
Opposition papers to be served by Tuesday, April 28, 2020; and
Reply papers to be served by Friday, May 8, 2020.

All parties hope Your Honor, chambers, and your extended families are safe and well.

Respectfully submitted,



Michael D. Hausfeld
Counsel for Plaintiffs